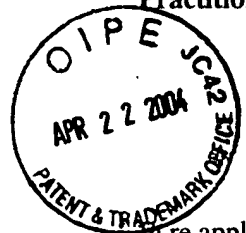


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1636



Practitioner's Docket No. 701039-051500-C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Snyder et al.  
Application No.: 09/939,476  
Filed: August 23, 2001  
For: ENGRAFTABLE NEURAL PROGENITOR AND STEM CELLS FOR BRAIN TUMOR THERAPY

Group No.: 1636  
Examiner: NGUYEN, QUANG

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed October 21, 2003, finally rejecting claims 15-27.

1. STATUS OF APPLICANT

This application is on behalf of a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

|                          |          |
|--------------------------|----------|
| Small entity             | \$165.00 |
| Notice of Appeal fee due | \$165.00 |

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

|     |          |
|-----|----------|
| Fee | \$475.00 |
|-----|----------|

If an additional extension of time is required, please consider this a petition therefor.

|                                     |          |
|-------------------------------------|----------|
| Extension fee due with this request | \$475.00 |
|-------------------------------------|----------|

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165.00 OP

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$165.00

Extension fee \$475.00

**TOTAL FEE DUE \$640.00**

**5. FEE PAYMENT**

Attached is a check in the amount of \$640.00.

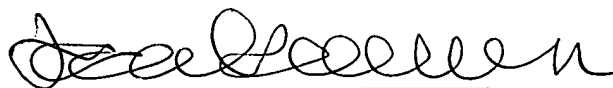
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-0850.

Date:

4/16/2004



David S. Resnick (34,235)

Leena H. Karttunen (37 CFR §10.9(b))

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